

INCOMING TELEGRAM

Department of State

31-W

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Action

Classification

Control: 14130

EUR

Rec'd: January 25, 1959
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Info

FROM: Luxembourg

RMR

TO: Secretary of State

SS

NO: COLUX 145, January 24, 11 p.m. (SECTION TWO OF TWO)

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PRIORITY

SENT DEPARTMENT COLUX 145; REPEATED INFORMATION PRIORITY BONN
COLUX 37, PRIORITY BRUSSELS BASEL 44, THE HAGUE COLUX 23, ROME
COLUX 25, PARIS COLUX 56, GENEVA 27, DUESSELDORF 20.

BRUSSELS FOR EMBASSY ALSO

PARIS FOR EMBASSY AND USRO

It was clear that he also considered it would be useful in influencing HA decision if US would make representatives in other five capitals, as well as in Bonn, against duty-free limit which Federal Republic announced, and particularly against invasion of powers reserved for the HA and the community in Federal Republic announcement of duty-free figure not agreed to by HA. Spierenburg expects latter issue to be raised in ECSC Council of Ministers.

I limited my own comments to anticipating that the US would in fact react strongly to Federal Republic action, to urging that any HA action should be at least as liberal as 6 military import figure previously cited by Spierenburg, to remarking that it seemed to me of great importance for European institutions as whole that HA resist strongly any whittling down of its powers by member states, and to making clear that I could give Spierenburg no assurance at this point that US would not object to a tariff quota for Germany imposed by HA regardless of duty-free level which might be established.

I believe issue remains essentially as in last sentence my COLUX 122 of December 19, which also lists number of

considerations
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REQUESTED BY J. Harvey

-2- COLUX 145, January 24, 11 p.m. (SECTION TWO OF TWO) from Luxembourg.

considerations which are still applicable. I continue to favor US attempt mitigate restrictive effect of import measures, rather than simple reliance on sterile protests on principle. I would add that I believe German challenge to HA power has serious implications not only for HA but even more for EEC and EURATOM Commissions which are not backed by treaties as strong as that of ECSC, and which lack the experience and precedents acquired by HA under Monnet and Mayer. German action also disturbing in that Adenauer emerges in usual role of flouting authority of European institutions he has done so much to create and support.

Request instructions or guidance by Tuesday afternoon if Department wishes seek to influence outcome of Wednesday meeting of High Authority.

BUTTERWORTH

MMC:HC/5

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